

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2009, Legislative Day No. 9

Bill No. 40-09

Councilmembers Kamenetz and Bartenfelder

By the County Council, May 4, 2009

A BILL
ENTITLED

AN ACT concerning

Placement of Tobacco Products

FOR the purpose of providing an exception to the requirement that tobacco products be displayed in a certain manner; providing conditions for the exception; and generally relating to the manner in which tobacco products are displayed.

BY repealing and re-enacting, with amendments

Section 13-12-104(b)
Article 13 - Public Health, Safety and the Environment
Title 12 - Distribution of Tobacco Products to Minors
Baltimore County Code 2003

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY,
2 MARYLAND, that Section 13-12-104(b) of Article 13 - Public Health, Safety, and the Environment,
3 Title 12 - Distribution of Tobacco Products to Minors, of the Baltimore County Code 2003, be and it
4 is hereby repealed and re-enacted, with amendments, to read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
 [Brackets] indicate matter stricken from existing law.
 ~~Strike out~~ indicates matter stricken from bill.
 Underlining indicates amendments to bill.

1 **§13-12-104. PLACEMENT OF TOBACCO PRODUCTS.**

2 (b) *Exception.* This section does not apply to:

3 (1) a tobacconist establishment that engages primarily in the sale of tobacco products other than
4 cigarettes, as defined in § 16-101 of the Business Regulation Article of the Maryland Annotated Code,
5 which posts a sign at each entrance stating that the establishment is adults only; OR

6 (2) ANY OTHER ESTABLISHMENT THAT ENGAGES IN THE INCIDENTAL SALE OF
7 TOBACCO PRODUCTS OTHER THAN CIGARETTES, IF THE ESTABLISHMENT POSTS A
8 SIGN AT EACH ENTRANCE STATING THAT THE ESTABLISHMENT IS ADULTS ONLY.

9 SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect 45 days after
10 its enactment.